



General Assembly

February Session, 2012

***Raised Bill No. 5370***

LCO No. 1646

\*01646\_\_\_\_\_TRA\*

Referred to Committee on Transportation

Introduced by:  
(TRA)

***AN ACT CONCERNING CHANGES TO THE LOCAL BRIDGE PROGRAM.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (4) of section 13a-175p of the general statutes  
2 is repealed and the following is substituted in lieu thereof (*Effective July*  
3 *1, 2012*):

4 (4) "Grant percentage" means a percentage established by the  
5 commissioner for each municipality by (A) ranking all municipalities  
6 in descending order according to each such municipality's adjusted  
7 equalized net grand list per capita as defined in section 10-261; and (B)  
8 determining a percentage for each such municipality on a scale from  
9 not less than [ten] fifteen per cent to not more than [thirty-three] fifty  
10 per cent based upon such ranking. In any case where a municipality  
11 does not have an adjusted equalized net grand list per capita such  
12 municipality shall be deemed to have the adjusted equalized net grand  
13 list per capita of the town in which it is located.

14 Sec. 2. Section 13a-175s of the general statutes is repealed and the  
15 following is substituted in lieu thereof (*Effective July 1, 2012*):

16 (a) The commissioner shall maintain a list of eligible bridges and  
17 shall establish a priority list of eligible bridge projects for each fiscal  
18 year. In establishing such priority list, the commissioner shall consider  
19 the physical condition of each eligible bridge.

20 (b) In each fiscal year the commissioner may make project loans to  
21 municipalities in the order of the priority list of eligible bridge projects  
22 to the extent of moneys available therefor in the Local Bridge  
23 Revolving Fund. Each municipality undertaking an eligible bridge  
24 project may apply for and receive a project loan or loans. The  
25 aggregate amount of project loans made to a municipality with respect  
26 to any project shall be equal to the amount requested by the  
27 municipality up to an amount not to exceed [fifty per cent of] the  
28 project costs allocable therefor to such municipality less any state or  
29 federal grant money.

30 (c) Each project loan shall be made pursuant to a project loan  
31 agreement between the state, acting by and through the commissioner,  
32 and the borrowing municipality and shall be evidenced by a project  
33 loan obligation of the borrowing municipality issued in accordance  
34 with section 13a-175t. Each project loan agreement shall be in the form  
35 prescribed by the commissioner, provided [that] each project loan  
36 agreement shall provide for a project loan obligation bearing interest at  
37 [the] a rate [of six per cent] to be determined in accordance with  
38 subsection (t) of section 3-20, but in no event in excess of six per cent  
39 per annum payable quarterly and maturing no later than ten years  
40 from the date of such obligation. A project loan agreement made  
41 pursuant to this section shall not be deemed to be a public works  
42 contract as defined in section 46a-68b and the requirements of chapters  
43 58 and 814c shall not apply to such project loan agreements.

44 (d) In each fiscal year the commissioner may make project grants to  
45 municipalities in the order of the priority list of eligible bridge projects  
46 to the extent moneys are available therefor. Each municipality  
47 undertaking an eligible bridge project may apply for and receive a

48 project grant equal to its grant percentage multiplied by the project  
49 costs allocable to such municipality. A project grant made pursuant to  
50 this section shall not be deemed to be a public works contract as  
51 defined in section 46a-68b and the requirements of chapters 58 and  
52 814c shall not apply to such project grants.

53 (e) All applications for project loans and project grants [for the fiscal  
54 year ending June 30, 1985, shall be filed with the commissioner no later  
55 than October 1, 1984, and for each succeeding fiscal year all such  
56 applications] shall be filed with the commissioner no later than  
57 [March] May first of the fiscal year [next] preceding the fiscal year in  
58 which such loans and grants would be awarded. The commissioner  
59 may for good cause extend the period [of time] in which any such  
60 application may be filed.

61 (f) A project grant or project loan shall not be made to a  
62 municipality with respect to an eligible bridge project unless: (1) Each  
63 municipality undertaking such project has available to it, or has made  
64 arrangements satisfactory to the commissioner to obtain, funds to pay  
65 that portion of the project costs for which it is legally obligated and  
66 which are not met by project loans or project grants; (2) each  
67 municipality undertaking such project provides assurances satisfactory  
68 to the commissioner that it will undertake and complete such project  
69 with due diligence and that it will operate and maintain the eligible  
70 bridge properly after completion of such project; (3) each municipality  
71 undertaking such project and seeking a project loan or a project grant  
72 has filed with the commissioner all applications and other documents  
73 prescribed by the commissioner; (4) each municipality undertaking  
74 such project and seeking a project loan or a project grant has  
75 established separate accounts for the receipt and disbursement of the  
76 proceeds of project loans and project grants; and (5) in any case in  
77 which an eligible bridge is owned or maintained by more than one  
78 municipality, evidence satisfactory to the commissioner that all such  
79 municipalities are legally bound to complete their respective portions  
80 of such project. Notwithstanding any provisions of this subsection, the

81 commissioner may make an advance grant to a municipality for the  
82 purpose of funding the engineering cost of an eligible bridge project.  
83 Such grant shall equal the municipality's grant percentage multiplied  
84 by the engineering cost, which cost shall not exceed fifteen per cent of  
85 the construction cost of the project, provided the amount of such  
86 advance shall be deducted from the total grant for the project.

87 (g) Notwithstanding the provisions of subsections (b) and (d) of this  
88 section, the commissioner may make project grants and project loans  
89 with respect to an eligible bridge project without regard to the priority  
90 list of eligible bridge projects if a public emergency exists requiring the  
91 immediate removal, replacement, reconstruction, rehabilitation or  
92 improvement of the eligible bridge of such project to protect the public  
93 health and safety.

94 (h) A project grant or project loan made pursuant to this section  
95 shall not be deemed to be a proposed state action as defined in section  
96 25-68b.

97 Sec. 3. Subsection (c) of section 13a-175t of the general statutes is  
98 repealed and the following is substituted in lieu thereof (*Effective from*  
99 *passage*):

100 (c) Each project loan obligation issued pursuant to this section shall  
101 bear interest at [the] a rate [of six per cent] to be determined in  
102 accordance with subsection (t) of section 3-20, but in no event in excess  
103 of six per cent per annum payable quarterly, shall mature in such  
104 amounts and at such time or times not later than ten years from the  
105 date thereof and shall contain such other terms and provisions as the  
106 project loan agreement under which it is issued provides.

107 Sec. 4. (NEW) (*Effective July 1, 2012*) (a) For the purposes described  
108 in subsection (b) of this section, the State Bond Commission shall have  
109 the power, from time to time, to authorize the issuance of bonds of the  
110 state in one or more series and in principal amounts not exceeding in  
111 the aggregate fifteen million dollars.

112 (b) The proceeds of the sale of said bonds, to the extent of the  
113 amount stated in subsection (a) of this section, shall be used by the  
114 Department of Transportation for deposit in the Local Bridge  
115 Revolving Fund, established pursuant to section 13a-175r of the  
116 general statutes, for the purpose of removing, replacing, rehabilitating  
117 and reconstructing local bridges.

118 (c) All provisions of section 3-20 of the general statutes, or the  
119 exercise of any right or power granted thereby, which are not  
120 inconsistent with the provisions of this section are hereby adopted and  
121 shall apply to all bonds authorized by the State Bond Commission  
122 pursuant to this section, and temporary notes in anticipation of the  
123 money to be derived from the sale of any such bonds so authorized  
124 may be issued in accordance with said section 3-20 and from time to  
125 time renewed. Such bonds shall mature at such time or times not  
126 exceeding twenty years from their respective dates as may be provided  
127 in or pursuant to the resolution or resolutions of the State Bond  
128 Commission authorizing such bonds. None of said bonds shall be  
129 authorized except upon a finding by the State Bond Commission that  
130 there has been filed with it a request for such authorization which is  
131 signed by or on behalf of the Secretary of the Office of Policy and  
132 Management and states such terms and conditions as said commission,  
133 in its discretion, may require. Said bonds issued pursuant to this  
134 section shall be general obligations of the state and the full faith and  
135 credit of the state of Connecticut are pledged for the payment of the  
136 principal of and interest on said bonds as the same become due, and  
137 accordingly and as part of the contract of the state with the holders of  
138 said bonds, appropriation of all amounts necessary for punctual  
139 payment of such principal and interest is hereby made, and the State  
140 Treasurer shall pay such principal and interest as the same become  
141 due.

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>July 1, 2012</i>	13a-175p(4)
Sec. 2	<i>July 1, 2012</i>	13a-175s
Sec. 3	<i>from passage</i>	13a-175t(c)
Sec. 4	<i>July 1, 2012</i>	New section

***Statement of Purpose:***

To increase the municipal reimbursement rate and make other changes to the local bridge program to encourage participation in such program and reduce the number of deficient municipal bridges.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*